



NCSL

National Conference of State Legislatures

STATE ACTIONS - STATE HEALTH INSURANCE EXCHANGES

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(Updated October 14, 2011)

STATE	BILL/LAW	SPONSOR	PURPOSE	PLANNING GRANTS	ESTABLISHMENT/ INNOVATION GRANT (Grant amounts are rounded)	STATUS/ DATE OF LAST ACTION OR ACTIVITY/WEBSITE	STRUCTURE TYPE
ALABAMA	Executive Order 17	Governor Bentley (R)	Study	Yes	No	Governor Bentley (R) issued Executive Order 17, creating the Alabama Health Insurance Exchange Study Commission on June 2, 2011. The Commission is co-chaired by Senator Greg Reed, Chair of the Senate Health Committee and Representative Jim McClendon, Chair of the House Health Committee and is to submit recommendations to the governor and the legislature by December 1, 2011.	
ALASKA	SB 172 (2010)			No	No	Alaska is the only state that failed to apply for the Level I Planning Grants. Governor Parnell (R) announced in early September during a visit to the state by U.S. Department of Health and Human Services Secretary Kathleen Sebelius, that he intends to proceed with planning for the establishment of a health benefits exchange in Alaska, but would do so with state funds. Alaska Health and Social Service Commissioner William Streur will be in charge of beginning the planning process.	
ARIZONA				Yes	No	http://hss.state.ak.us/healthcommission/ Governor Brewer (R) established an Office of	

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						Health Insurance Exchange, directed by Donald Hughes. The office has a number of studies underway. On October 6, 2011, the Associated Press reported that Governor Brewer confirmed that she has applied for an "Establishment Grant" to assist Arizona establish a health insurance exchange, despite opposition from the republican lead legislature.	
ARKANSAS	H 1226	Joint Budget	Appropriations/ Planning to Establish Health Insurance Exchange	Yes	No	<p>http://www.azgovernor.gov/hix/index.asp</p> <p>Governor Beebe (D) signed H 1226 on April 4, 2011 and it became Act #1101 on April 8, 2011. It authorized the Arkansas Department of Insurance to spend \$1 million in federal funds to being planning for the establishment of a Health Insurance Exchange in the state. The State Insurance Department is the lead agency in the state and has hired First Data to assist with health insurance exchange planning.</p> <p>In a letter dated September 27, 2011, six republican legislators¹ urged Governor Beebe to not apply for an "Establishment Grant," responding to a request for comment on the governor's proposal to obtain the grant to move forward on the establishment of a health benefit exchange in Arkansas. While the Arkansas House and Senate are both controlled by the governor's party, Governor Beebe remarked to local press that he was looking for bipartisan support and consensus</p>	

¹ The following legislators signed the letter: Representative John Burris, Minority Leader; Representative Bruce Westerman; Representative Allen Kerr; Senator Johnny Key; Senator Missy Irvin; and Senator Cecile Bledsoe

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						within the state legislature. Lacking consensus, he indicated he would be unlikely to move forward with the application for funding.	
CALIFORNIA	SB 900 AB1602 2010 State Law		Establish Health Insurance Exchange	Yes	Yes - \$39.4 million	http://hbe.arkansas.gov/ The California exchange law was enacted in 2010. The California Health Benefits Board guides policy related to the California health insurance exchange. Peter V. Lee was appointed the first executive director of the board on August 25, 2011. His official start date is October 17, 2011.	Quasi-governmental/ Active Purchaser
						http://www.healthexchange.ca.gov/	
COLORADO	S 200/ Chapter 246	Boyd (D)	Establish Health Insurance Exchange	Yes	No	S 200 was signed on June 1, 2011 by the Governor Hickenlooper (D) and became Chapter 246 on June 10, 2011. The Colorado Department of Insurance is the lead agency and oversees the Health Reform Implementation Board. In addition, the Legislative Health Benefit Exchange Implementation Review Committee http://www.colorado.gov/cs/Satellite/CGA-LegislativeCouncil/CLC/1251592039047 provides legislative oversight over the ongoing process of establishing the exchange. The Committee is co-chaired by Senator Betty Boyd and Representative Bob Gardner. The Committee submitted comments to HHS on September 6, 2011 regarding rules proposed in July and August related to the establishment of health benefit exchanges. Finally, the 10-member committee, split evenly by party,	Quasi-governmental/ Clearinghouse

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						<p>failed in a 5 years – 5 days partisan vote to approve the governor's application for an "Establishment Grant." Gretchen Hammer, the Acting Director of the Colorado Health Benefit Exchange Board, in a memo to board members, indicated that she would try to understand the concerns about the current proposal and to work towards developing an application that could be submitted by December 30, 2011, the last opportunity to obtain the grant.</p> <p>http://www.colorado.gov/HealthReform</p>	
CONNECTICUT	S 921/ Public Act 11-53	Joint Ins. & Real Estate	Establish Health Insurance Exchange	Yes	<p>Yes - \$6.7 million</p> <p>Connecticut is a member of the consortium of New England states that share the \$36 million Early Innovator Grant to develop exchange technology.</p>	<p>Governor Malloy (D) signed S 921 on July 1, 2011 and it became Public Act 11-53 on the same day. The Connecticut Health Insurance Exchange Board members were appointed on August 26, 2011. Each member was appointed by the governor or a member of the state legislative leadership. Ex-officio members of the Board include a number of state agency staff members. The Board is chaired by Lt. Governor Nancy Wyman. The first Board meeting was held September 15, 2011. The Board is due to report to the governor and the legislature by January 1, 2012.</p> <p>http://www.ct.gov/opm/cwp/view.asp?a=3072&q=471284</p> <p>A RFP seeking legal services related to the establishment of an exchange was released by the Connecticut Office of Policy and Management on September 26, 2011. The RFP can be accessed at http://www.ct.gov/opm/lib/opm/secretary/rfp/opm_health_ins_exch_cintrn_092611.pdf</p>	Quasi-governmental/ Active Purchaser

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DELAWARE				Yes	No	The Delaware Health Care Commission is the lead entity for the state's health reform planning and implementation initiatives. The most recent Commission meeting was held September 14, 2011. http://dhss.delaware.gov/dhss/dhcc/	
FLORIDA				No	No	The Florida Office of Insurance Regulation has established a page on its website on federal health reform, but it includes no substantive information regarding health benefit exchanges. http://www.florir.com/sections/landh/federalhealthreform.aspx Florida is currently implementing a 2008 law that established the Florida Health Choices program that will sell health insurance policies to businesses with between 4-50 employees. It is a totally program for employers and insurers and plans and insurance agents will be charged a fee to participate. The Florida Health Choices program does not meet the requirements of a health insurance exchange as provided for in the Affordable Care Act. The current plan is to officially open the program in early 2012 according to the Florida Health Choices Program Executive Director, Rose Naff. http://myfloridachchoices.org/	
GEORGIA	Executive Order	Governor Deal (R)	Study	Yes	No	Governor Deal (R) issued an Executive Order on June 2, 2011, that establishes the Georgia Health Insurance Exchange Advisory Committee. The Committee is directed to submit preliminary recommendations by	

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						9/15/2011(available by clicking on meetings link on the website below) and final recommendations by 12/15/2011. The Committee is scheduled to meet 9/22/2011; 10/27/2011 and 12/15/2011 (Final report). The following legislators serve on the committee: Senator Greg Goggans (R), Chairman, Insurance and Labor Committee; Representative Josh Clark (R); Representative Pat Gardner (D); Representative John Meadows, Chairman, Rules Committee; and Representative Richard H. Smith, Chairman, Insurance Committee.	
HAWAII	S 1348/ Act 205	Baker (D)	Establish Health Insurance Exchange	Yes	No	http://healthcarereform.georgia.gov/00/channel_modifieddate/0_2096_164427529_164743269_00.html	Non-profit/ Clearinghouse
						Governor Abercrombie signed S 1348 on July 8, 2011 and it became Act 205 on July 11, 2011. Governor Abercrombie appointed the Hawaii Health Authority on September 1, 2011 and also appointed Beth Giesing as his Health Transformation Coordinator. The Authority is to develop a comprehensive health plan for the state.	
IDAHO	Executive Order 2011-03		Policy.	Yes	No	Governor Otter (R) signed Executive Order 2011-03 on April 20, 2011. The order prohibits state agencies from implementing the Patient Protection and Affordable Care Act unless the staff submits a written request for a waiver and it is approved by the governor. The Idaho legislature has a Health Care Task Force http://www.legislature.idaho.gov/sessioninfo/2011/interim/healthcare.htm . Co-Chaired by Senator Dean Cameron (R) and Representative	

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						<p>Gary Collins (R), that has oversight over a wide range of health programs and activities, including those related to the implementation of the Affordable Care Act.</p> <p>In a press release dated September 20, 2011, Governor Otter announced that he has approved the Department of Health and Welfare and the Idaho Department of Insurance to apply for an "Establishment Grant."</p> <p>During the Task Force meeting held on October 4, 2011, Bill Deal, Director of the Idaho Department of Insurance, reported to the committee that Governor Otter had approved his request to apply for a Level 1 Establishment Grant. In addition, he indicated that they would be developing a legislative package necessary to facilitate the establishment of a health benefits exchange in Idaho for consideration by the legislature in the upcoming session.</p> <p>http://www.healthexchange.idaho.gov</p>	
ILLINOIS	HB 1555	Haime (D)	Develop Plan to Establish Health Insurance Exchange	Yes	Yes - \$5.1 million	<p>Signed into law by Governor Quinn (D) on July 14, 2011, the Act provides for the establishment of a health insurance exchange in Illinois. It also establishes the Illinois Health Benefits Exchange Legislative Study Committee</p> <p>http://www.ilga.gov/commission/cefa2006/Release.aspx?id=1227.</p> <p>The committee is directed to file a report with recommendations by September 30, 2011. Meetings have been held on August 24th, August 30th, September 15th and September</p>	

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						21 st . The final report, "Illinois Exchange Strategic and Operational Needs Assessment," was submitted during the committee meeting on September 21, 2011 (available on the committee website). http://www.insurance.illinois.gov/hirc/hie.asp	
INDIANA	Executive Order 11-01	Governor Daniels (R)	Develop Plan for the Conditional Establishment of the Indiana Insurance Market, Inc.	Yes	Yes - \$6.9 million	Executive Order 11-01 signed by the governor on January 1, 2011. Governor Daniels has hired a consultant, Seema Verma, to assist with planning related to the Affordable Care Act. The Indiana Department of Administration and the Indiana Family and Social Services Administration are the lead state agencies for health reform implementation.	Non-profit
IOWA				Yes	No	An interagency work group held a series of stakeholder meetings in December 2010 ending in January 2011. http://www.idph.state.ia.us/hcr_committees/health_benefit_exchange.asp	
KANSAS				Yes	No	Governor Brownback (R) received, but then returned an Early Innovator grant in August 2011. The Kansas Department of Health and Environment and the Kansas Insurance Department each have web pages devoted to health reform and share responsibility for guiding work on a health insurance exchange in the state. The Insurance Department established the Kansas Insurance Department Health Benefit Exchange Planning Workgroup Steering Committee to assist in its work regarding health reform. Efforts are ongoing. http://www.ksinsurance.org/lbexplan/	Some of the Planning Working Groups posted

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						their final recommendations on the website on September 27, 2011. The recommendations address the following issues: (1) Should the Kansas Exchange limit the number of insurance carriers?; (2) Oversight of Navigators; (3) Role of Agents and Brokers in the Exchange; and (4) How many exchanges should Kansas have? http://ksinsurance.org/hbexplan/adopted.php	
KENTUCKY				Yes	Yes - \$7.7 million	The Kentucky Department of Insurance and the Kentucky Cabinet for Health and Family Services are the lead state agencies for the implementation of health reform in the state. Governor Beshear (D) has chosen the Kentucky Cabinet for Health and Family Services' Office of Health Policy, Division of Certificate of Need to lead the effort to establish a health benefit exchange in Kentucky. http://www.chfs.ky.gov/ohp/con	
LOUISIANA				No	No	Governor Jindal announced on March 22, 2011 that Louisiana would not establish a state-operated health insurance exchange.	
MAINE	LD 1582/HP 1165		Creates the Advisory Committee on Maine's Health Insurance Exchange	Yes	No Maine is a member of the consortium of New England states that share the \$36 million Early Innovator Grant to develop exchange technology.	Governor LePage (R) signed an emergency measure on July 6, 2011 as an emergency measure, LD 1582, creating the Maine Health Insurance Exchange Advisory Committee. The governor appointed the members of the advisory committee on August 4, 2011. The committee is to develop and provide recommendations, including suggested enabling legislation, to the governor and the legislature for a health insurance exchange that	

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						addresses the core areas specified by the federal government and to consider the views of the health care industry and other stakeholders. The report is due to the governor and the Joint Standing Committee on Insurance and Financial Services no later than September 1, 2011. The Final Report, submitted on September 20, 2011, is available on the website. http://www.dirigohealth.maine.gov/Pages/nixac.html	
MARYLAND	S 182/HI166	Miller (D)/ Busch (D)	Establish Health Insurance Exchange	Yes	Yes - \$27 million Early Innovator Grant - \$6.2 million	Signed by governor as Chapter No. 1 and Chapter No.2 on April 12, 2011. The Maryland Health Exchange Board meets monthly and is aggressively moving forward on the establishment of a health insurance exchange in Maryland. The Board members were appointed by the Governor on March 26, 2011. The Board last met on September 20, 2011. http://dhmh.maryland.gov/healthreform/exchange/index.html	Quasi-governmental/ Board of Directors to Determine
MASSACHUSETTS	Chapter 58 of the Acts of 2006		Establishment of Health Insurance Exchange	Yes	No Early Innovator Grant - \$35.6 million ²	The 2006 law required the establishment of a health insurance exchange. https://www.mahealthconnector.org/portal/site	Quasi-governmental/ Active Purchaser

² This is a multi-state consortia proposal led by the University of Massachusetts Medical School and will include individuals and small businesses in Connecticut, Maine, Massachusetts, Rhode Island, and Vermont. These consumers will be able to shop for, select, and purchase affordable and high-quality health plans consistent with national reform goals for 2014. The proposed project approach will be to create and build a flexible Exchange information technology framework in Massachusetts and share those products with other New England states. The proposal hopes to learn from the Massachusetts Exchange implementation and gain efficiencies so it can accelerate Exchange development for participating New England states.

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MICHIGAN				Yes	No	On September 14, 2011, Governor Snyder (R), as part of a speech regarding his vision for improving health care access and quality in the state, announced his intention to establish a health insurance exchange in Michigan. http://www.michigan.gov/snyder/0,4668,7-277-262254--,00.html	
MINNESOTA				Yes	Yes - \$4.2 million	The exchange would be called the MI Health Marketplace and is proposed to be established as a non-profit. Legislation is expected to be introduced in the Michigan State Senate.	
						Minnesota Department of Commerce Commissioner Mike Rothman announced the establishment of the Minnesota Health Insurance Exchange Advisory Task Force to provide advice on the design and development of a state health insurance exchange in Minnesota. Interested candidates were advised to apply for consideration no later than September 27, 2011. The first meeting of the advisory group will be in October 2011.	
						While Governor Dayton (D) proceeds with planning for a state exchange, questions remain about how far he can proceed without legislative approval. There is little support for the state-based exchange among leaders in the republican-lead legislature.	
MISSISSIPPI	H 377	Warren (D)	Study	Yes	Yes - \$20 million	Governor Barbour approved H 377 on April 26, 2011. He subsequently expressed interest in a plan to have the state risk pool run the state health benefit exchange. Mississippi Insurance Commissioner Mike Chaney announced on September 14, 2011 that he expects the state's insurance exchange to	

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						launch early in 2012. It will be established as a non-profit and run by the Comprehensive Health Insurance Risk Pool Association. The Association was appointed to oversee the exchange by Commissioner Chaney under his authority as Insurance Commissioner.	
						http://www.mid.state.ms.us/pages/health_care_reform.aspx	
MISSOURI				Yes	Yes - \$20 million	The governing board of the Missouri Health Insurance Pool was prepared to accept an "Establishment Grant" from the U.S. Department of Health and Human Services, but was urged to call off the vote by concerned state legislators. Efforts to move forward on the establishment of a health insurance exchange have been halted due to concerns expressed by the state legislature. No future actions have been scheduled.	
MONTANA	HJR 33	MacLaren (R)	Study	Yes	No	Filed with Secretary of State. HJR 33 became law on April 29, 2011. It calls for a study of options related to the implementation of the Affordable Care Act. Montana will not meet in regular session again until January 2013. Montana's Insurance Commissioner and some state legislators continue to meet with HHS officials to discuss options.	
NEBRASKA				Yes	No	On August 15, 2011, the Insurance Commissioner and the Medicaid Director briefed key legislators on the challenges of establishing a health insurance exchange in the timeframe established in the Affordable Care Act. According to the Associated Press on October	

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						3. 2011, Governor Heineman (R) confirmed that Nebraska would not establish a health insurance exchange as provided for in the Affordable Care Act until the U.S. Supreme Court determines whether the Act is constitutional http://www.doi.ne.gov/healthcarereform/exchange	
NEVADA	S 440 Act 439	Finance Committee	Establish Health Insurance Exchange	Yes	Yes - \$4 million	Governor Sandoval signed S 440 (Act 439) on June 16, 2011. The Act establishes the Silver State Health Insurance Exchange. The Health Care Reform website is part of Nevada's Department of Health and Human Services website. http://dhhs.nv.gov/HC_Reform_Exchanges.html	Quasi-governmental
NEW HAMPSHIRE				Yes ³	No New Hampshire was a member of the consortium of New England states that share the \$36 million Early Innovator Grant to develop exchange technology, but elected not to receive the funding.		

³ Of the \$1 million received for the planning grant, \$660,000 was returned as provided for in HB 601 which required the return of unspent funds effective June 2011. The law also directed the Insurance Commissioner to forgo any additional grants related to establishing a health benefit exchange. Subsequently, the state returned the remaining \$340,000 to the federal government.

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NEW JERSEY	A 1930	Conaway (D)	Establish Health Insurance Exchange	Yes	No	Adopted by the Assembly on June 29, 2011, the bill is pending in the Senate Commerce Committee since July 7, 2011. The Center for Health Care Policy at Rutgers University http://www.cshp.rutgers.edu/ is under contract with the New Jersey Interagency Working Group on the Affordable Care Act and is providing background research and assistance with stakeholder participation.	
NEW MEXICO				Yes	No	Governor Martinez (R) vetoed the health insurance reform legislation adopted by the legislature, but indicated in a recent report to the U.S. Department of Health and Human Services that she supports the creation of a framework to establish a health insurance exchange. The governor recently appointed Dr. Daniel Derksen as the Director of her Office of Health Care Reform that is housed in the Department of Human Services. New Mexico submitted an application for a Level 1 "Establishment Grant" on September 30, 2011.	
						http://www.hsd.state.nm.us/nher/nherlao.htm	
NEW YORK	A8514	Morelle (D)	Establish Health Insurance Exchange	Yes	Yes - \$27.4 million Early Innovator Grant - \$10.8 million	A 8514 passed the Assembly on June 23, 2011 and was referred to the Senate. The Senate failed to consider the bill and according to statements by Senate leader Senator Dean Skelos, the Senate is unlikely to consider the bill. Meanwhile, the Cuomo Administration continues with planning for a health insurance exchange.	
NORTH CAROLINA	H 115	Dockham (R)	Establish Health Insurance Exchange	Yes	Yes - \$12.4 million	The House passed H 115 and it has been pending in the Senate Rules and Operations Committee since May 31, 2011. The Department of Insurance is the lead agency for	

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						implementing provisions of the Affordable Care Act and continues to work on the establishment of an exchange in North Carolina. http://www.nciom.org/task-forces-and-projects/?hr-lb&andinsurance	
NORTH DAKOTA	H 1126 Chapter Number 225	Keiser (R)	Establish Health Insurance Exchange	Yes	No	Governor Dallymple (R) signed H 1126 on May 9, 2011 and it became Chapter Number 225 on July 7, 2011. The North Dakota Department of Insurance is the lead state agency for implementing health reform. During the interim, the legislative Health Care Reform Review Committee http://www.legis.nd.gov/council/interim/meetings/ continues to provide oversight and met most recently on October 6, 2011 to discuss the establishment of a health insurance exchange in the state and included a review of and discussion and directives related to a draft bill creating a health benefit exchange that meets the requirements set forth in the Affordable Care Act. Representative George Keiser (R) chairs the Committee.	
OHIO				Yes	No	Governor Kasich (R) announced his intention to establish a health insurance exchange in Ohio on July 25, 2011. http://ohioexchange.ohio.gov	
OKLAHOMA				Yes	No	The state legislature has established the Joint Committee on Federal Health Care Law http://www.okhealthcare.info/ to explore the requirements in the Affordable Care Act (ACA) and the flexibility available to states within the ACA. Senator Gary Stanislawski and Representative Glen Mulready co-chair the committee. The first committee meeting	

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						was held September 14, 2011. The most recent meeting was held October 5, 2011.	
OREGON	S 99 Chapter 9, 2011 Laws	Courtney (D)	Establish Health Insurance Exchange	Yes	Yes - \$48 million Early Innovator Grant - \$9 million	S 99 was signed into law by Governor Kitzhaber (D) as Chapter 9, 2011 laws on June 17, 2011. Governor Kitzhaber submitted nominations for the Oregon Health Insurance Exchange Board on August 22, 2011. The Senate is scheduled to hold confirmation hearings on September 22, 2011. The Board, once appointed, is to submit a formal business plan, for the operation of the exchange, to the legislature on later than February 1, 2012.	Quasi-governmental/ Active Purchaser
PENNSYLVANIA				Yes	No	http://www.oregon.gov/OHA/health-insurance-exchange.shtml	
						The Pennsylvania Insurance Department held a series of stakeholder hearings in August 2011.	
RHODE ISLAND	Executive Order 11-09	Governor Chafee (I)	Establish Health Insurance Exchange	Yes	Yes - \$5.2 million Rhode Island is a member of the consortium of New England states that share the \$36 million Early Innovator Grant to develop exchange technology.	The Executive Order, issued on September 19, 2011 by Governor Chafee (I), establishes the Rhode Island Health Benefits Exchange and calls for the establishment of a 13 member governing board to be appointed by the governor. The Executive Order borrows from proposed legislation that failed to pass during the legislative session. Legislative leadership has some reservations about the use of an Executive Order to establish the exchange, but recognizes the short timeframe available for the establishment of a state-based exchange. Even less enthusiastic is the Rhode Island Right to Life Committee that has retained an attorney and may challenge the use of an Executive Order	

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						in this situation. Rhode Island has applied for a Level 2 Establishment Grant.	
SOUTH CAROLINA				Yes	No	Governor Haley (R) signed Executive Order 2011-09, creating the South Carolina Health Exchange Planning Committee on March 10, 2011. Governor Haley's Secretary of Health and Human Services confirmed on September 1, 2011 that South Carolina will not request additional federal funds for the establishment of a health insurance exchange in South Carolina. The next meeting of the Planning Committee is scheduled to be held October 10, 2011. http://www.healthplanning.sc.gov/Pages/default.aspx	
SOUTH DAKOTA				Yes	No	Governor Daugaard (R) established a 63-member Health Insurance Exchange Task Force in May 2011. The most recent meeting was held on August 16, 2011 and focused on how South Dakota would communicate with the public regarding South Dakota's exchange. Legislative members of the task force are: Senator Jim Hundstad (D); Senator Phyllis Heineman (R); Representative Spencer Hawley (D); and Representative Fred Romkema (R). http://healthreform.sd.gov/Exchange.aspx	
TENNESSEE				Yes	No	Governor Haslam (R) maintains a website on health insurance reform and is soliciting feedback from stakeholders. There are a number of briefing papers and other information related to health insurance	

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						exchanges. Tennessee has convened two Technical Assistance Groups (TAGS), one on Agent and Broker issues and one on Actuary/Underwriter issues. In addition, Provider/Advocate Roundtable meetings have been convened. Finally, Tennessee sent formal comments to the U.S. Department of Health and Human Services on proposed regulations related to establishing health insurance exchanges and related to the establishment of risk adjustment reinsurance and risk corridors. All information related to these and other activities are available on the website. http://www.tn.gov/nationalhealthreform/exchange.html .	
TEXAS				Yes	No	The Texas Department of Insurance is the lead agency in the state with respect to health care reform. http://www.tdi.texas.gov/health/exchanges.html	
UTAH	HB 133 (2008) H 188 (2009)			Yes	No	Utah enacted HB 133 in 2008 and HB 188 in 2009 establishing a state-based exchange for small businesses. Governor Herbert (R) signed HB 128 in March 2011, reauthorizing the legislative Health System Reform Task Force http://le.utah.gov/asp/interim/Commit.asp?Year=2011&Com=TSKHSR . The Task Force is Co-Chaired by Senator Wayne Niederhauser (R) and Representative James Dunnigan (R). The most recent meeting was held on September 21, 2011 and included detail discussions of key issues regarding the implementation of the Affordable Care Act. Utah continues to advocate for its approach on the national level.	State Operated/ Clearinghouse

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VERMONT	H 202 Act #48	Larsen (D)	Establish Health Insurance Exchange	Yes	No Vermont is a member of the consortium of New England states that share the \$36 million Early Innovator Grant to develop exchange technology.	Signed by the governor on May 26, 2011 and became Act #48 on June 6, 2011. The following legislators serve on the Vermont Health Benefit Exchange Advisory Group: Representative Mark Larson (D), Chair, House Health Care Committee and Co-Chair of the Health Care Reform Commission; Representative Mike Fisher (D), Co-Chair, House Health Care Committee; Representative Mitzi Johnson (D), Senator Clair Ayer (D), Chair, Senate Health and Welfare Committee; Kevin Mullin (R), Co-Chair, Senate Health and Welfare Committee; and Senator Jane Kitchel (D), Co-Chair, Health Care Reform Commission. http://dvha.vermont.gov/administration/health-benefits-exchange	State Operated/ Active Purchaser
VIRGINIA	H 2434 Chapter No. 823	Kilgore (R)	Study/Policy	Yes	No The bill was amended by the Governor McDonnell (R) and the legislature accepted the amendments. The amended version of the bill became Act of Assembly, Chapter No. 823 on April 6, 2011. The Virginia Health Reform Initiative (VHRI) Advisory Council continues to provide recommendations to the governor on health reform matters, including the establishment of a Health Benefit Exchange in Virginia. The VHRI is housed within the Virginia Department of Health and is directed by Cynthia "Cindy" Jones who is also Virginia's Medicaid Director. Cindy plays a pivotal role in coordinating the health benefit exchange initiatives in Virginia. http://www.hhr.virginia.gov/Initiatives/Health		

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WASHINGTON	S 5445 Chapter 317	Keiser (D)	Establish Health Insurance Exchange	Yes	Yes - \$23 million	Signed by the Governor Gregoire (D) and became Chapter 317 on May 11, 2011. The Joint Legislative Select Committee on Health Reform Implementation http://www.leg.wa.gov/JointCommittees/HRL/Pages/Members%20and%20Staff.aspx will continue to oversee the implementation of the health benefit exchange for the state. The Committee is Co-Chaired by Senator Karen Keiser (D) and Representative Eileen Cody (D). The Washington Health Care Authority is the lead agency along with the Department of Insurance for implementing the Washington Health Exchange. Details of ongoing activities are available on the Health Care Authority website. http://www.hca.wa.gov/her/exchange.html	Quasi-governmental/ Board of Directors to Determine
WEST VIRGINIA	S 408 Act No. 100	Minard (D)	Establish Health Insurance Exchange	Yes	Yes - \$9.7	S 408 was signed by Governor Tomblin (D) on April, 2011 and became Act No. 100 on May 4, 2011. The exchange will be run by an independent board, but will be located within the Office of the Insurance Commissioner. West Virginia Health Insurance Exchange Website: http://healthbenefitexchange.wv.com/index.php West Virginia Health Insurance Exchange Work Plan: http://healthbenefitexchange.wv.com/images/GrantLevel%201%20-%20Work%20Plan.pdf	Independent Board/Exchange Administratively located within the Office of the Insurance Commissioner
WISCONSIN	Executive Order 2011-10	Governor Walker (R)	Establish Office of Free Market Health Care	Yes	No Early Innovator Grant	Governor Walker (R) issued an Executive Order on January 28, 2011 establishing the Free Market Health Care Office. The office is to be the focal point for the state response to	

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					- \$38 million	federal health care reform. http://www.fleemarkethealthcare.wi.gov/section.asp?linkid=1702&locid=173	
WYOMING	HB 50 Chapter No. 195	Joint Interim Committee on Labor, Health	Study	Yes	No	<p>HB 50 was signed by Governor Mead (R) on March 11, 2011 and became Chapter 195. The Wyoming Health Benefits Exchange Steering Committee</p> <p>http://legisweb.state.wy.us/LegislatorSummary/IntCommDetail.aspx?strType=N leads the effort to study and review options for Wyoming related to health benefits exchanges. The Steering Committee is co-chaired by Representative Elaine Harvey (R), Chair of the House Labor, Health and Social Services Committee and Senator Bill Landen (R).</p> <p>At its meeting on October 4, 2011, the Steering Committee recommended that Governor Mead use an executive order to start the process of establishing a health benefit exchange in Wyoming, noting that the 2012 session is a "Budget Session". Budget sessions are shorter than regular sessions and require a 2/3 vote to approve the introduction of a measure. It also recommended that the committee be reauthorized for another year. The Steering Committee recommendations were sent to the Joint Committee on Labor, Health and Social Services</p> <p>http://legisweb.state.wy.us/LegislatorSummary/IntCommDetail.aspx?strType=N for consideration October 10-11, 2011.</p> <p>On October 7, 2011, Governor Mead sent a letter to the Joint Committee urging the committee to review the Steering Committee recommendations and to, "provide a legislative response that is both cautious and flexible." He</p>	

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						<p>noted his opposition to the Affordable Care Act, but also noted that timing was such that the state should be prepared to operate an exchange to prevent the establishment of a federally-operated exchange. He further noted that the legislature must act to authorize the establishment of an exchange in Wyoming.</p> <p>The Joint Committee is co-chaired by Representative Harvey (R) and Senator Charles Scott (R). The Joint Committee voted to: (1) draft legislation extending the authorization for the Steering Committee for one year; and (2) include a provision in the legislation that gives the legislature the sole authority to commit Wyoming to establish a health insurance exchange. Under the proposal for draft legislation, the governor may proceed with planning for an exchange, but will have to receive legislative approval before an exchange can be established in Wyoming. The Joint Committee will meet in December 2011 to further consider this issue.</p>	
DISTRICT OF COLUMBIA				Yes	Yes - \$8.2 million	<p>Link to Mayor Gray's Health Reform Implementation Committee http://healthreform.dc.gov/DC/Health+Reform/About+Health+Reform/Implementation/Health+Reform+Implementation+Committee.</p>	

Sources: In addition to the websites referenced the state reports and newspapers from across the country and the Associated Press, the following websites were extremely helpful in putting this update together: The Kaiser Family Foundation, "Implementing Health Exchanges: State Profiles-- <http://www.kff.org/healthreform/8223.cfm> and Kids Well: Health Care Reform Weekly Update -- <http://www.kidswellcampaign.org/weekly-update>.